



## DEPARTMENT OF ENVIRONMENTAL QUALITY

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### Court upholds DEQ decision to issue permit

BATON ROUGE - The First Circuit Court of Appeal affirmed the Louisiana Department of Environmental Quality's decision to issue a solid waste disposal permit to Harrelson Material Management, Inc. Louisiana Environmental Action Network, Middle A. Farrow and Thelma Humphrey appealed the 19<sup>th</sup> JDC's decision to uphold the DEQ's issuance of the permit. LEAN's appeal alleged that DEQ failed to comply with the solid waste zoning regulations, failed to consider alternative sites and/or projects and failed to respond to all comments.

In a ruling June 10, the court concluded that all three of LEAN's allegations lacked merit. The court held that the DEQ met all regulatory zoning requirements, considered all alternative sites and projects in its analysis and responded to and considered all reasonable public comments submitted.

The court stated that "[t]he record before us demonstrates that the DEQ has complied with its constitutional mandate in considering Harrelson's permit application."

In affirming the judgment of the district court, the First Circuit assessed all costs of the appeal to LEAN.

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